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10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**
12 **OAKLAND DIVISION**

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14 HA T. HOANG,) CIVIL NO. 4:24-cv-02564-KAW
15 Plaintiff,)
16 vs.) STIPULATION TO VOLUNTARY
17 MARTIN O'MALLEY,) REMAND PURSUANT TO 42 U.S.C.
Commissioner of Social Security,) SECTION 405(g) SENTENCE FOUR;
18) ~~PROPOSED~~ ORDER
19 Defendant.)
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21 IT IS HEREBY STIPULATED by and between the parties, through their undersigned attorneys,
22 and with the approval of the Court, that the Commissioner of Social Security has agreed to a voluntary
23 remand of this case pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council
24 will direct the Administrative Law Judge to:

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- 26 • Further consider the claimant's migraines at step two of the sequential evaluation;
- 27 • Take any further action needed to complete the administrative record; and
- 28 • Issue a new decision.

1 The parties further request that the Clerk of the Court be directed to enter a final judgment in
2 favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.
3

4 Dated: October 3, 2024

By: /s/ Harvey P. Sackett
HARVEY P. SACKETT
(as authorized by email)
Attorneys for Plaintiff

7 Dated: October 3, 2024

ISMAIL J. RAMSEY
United States Attorney

9 By:

/s/ Erin Highland
ERIN HIGHLAND
Special Assistant U.S. Attorney
Office of Program Litigation, Office 7
Attorneys for Defendant

14 In accordance with Civil Local Rule 5-1(i)(3), I, Erin Highland, attest that I have obtained
15 concurrence in the filing of this document from all other signatories listed here.
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18 IT IS SO ORDERED:

19 DATE: October 8, 2024


20 THE HONORABLE KANDIS A. WESTMORE
21 United States Magistrate Judge
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